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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|--------------------------|---------------------|------------------|
| 09/815,312 | 03/22/2001 | Susan Bumgardner Cirulli | END9 2000 0176 US1 | 4659 |

7590 08/10/2004

Shelley M. Beckstrand, P.C.
314 Main Street
Owego, NY 13827

EXAMINER

BACKER, FIRMIN

| ART UNIT | PAPER NUMBER |
|----------|--------------|
|----------|--------------|

3621

18

DATE MAILED: 08/10/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/815,312

Applicant(s)

CIRULLI ET AL.

Examiner

Firmin Backer

Art Unit

3621

NW

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 30 June 2004.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-26 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-26 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____.
- 4) ☐ Interview Summary (PTO-413) Paper No(s). _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on June 30th, 2004 has been entered.

Response to Arguments

2. Applicant's arguments with respect to claims 1-26 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claimss1-26 are rejected under 35 U.S.C. 103(a) as being unpatentable over Felkey et al (U.S. PG Pub 2002/0161667) in view of Nicastro et al (U.S. Patent No. 2004/0015367).

5. As per claims 1, 7-15 and 21-26, Felkey et al teach a method for providing procurement services to a plurality of customer companies, comprising establishing a user profile for each person authorized by a customer company to access the procurement services including a vendor catalog, a blanket order procurement contract for goods or services, a user profile table, costs centers, and accounting general ledger codes with company group specific accounting rules and defaults, associating each the company with a company group of related companies, the user profile specifying for each the user a user company and company group, providing for each procurement resource to be shared among the users a resource profile specifying for each resource those the companies to have access to the procurement resource; and responsive to the user profile and the resource profiles, controlling user access to the procurement resources (*see abstract, figs 1, 2, 4, 5a-6a, paragraphs 0012, 0015, 0037, 0046, 0047, 0064, 0051, 0058, 0088*). Felkey et al fail to teach an inventive concept of providing common code defining workflow components common to all companies within the company group including accounting validation and approval processing. However, Nicastro et al teach an inventive concept of providing common code defining workflow components common to all companies within the company group including accounting validation and approval processing (*see paragraph 0153*). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the inventive concept of Felkey et al to include Nicastro's inventive concept of providing common code defining workflow components common to all companies within the company group including accounting validation and approval processing because this would have provide a more efficient system.

6. As per claims 2 and 16, Felkey et al teach a method further comprising providing the procurement resources in a front-end catalog and requisition server (*see abstract, figs 1, 2, 4, 5a-6a, paragraphs 0012, 0015, 0037, 0046, 0047, 0064, 0051, 0058, 0088*).

7. As per claims 3 and 17, Felkey et al teach a method further comprising receiving a user request from a first client browser to log in to the front-end server; responsive to the request, providing a user interface at the client browser only to procurement resources authorized by the user profile and the resource profiles (*see abstract, figs 1, 2, 4, 5a-6a, paragraphs 0012, 0015, 0037, 0046, 0047, 0064, 0051, 0058, 0088*).

8. As per claims 4 and 18, Felkey et al teach a method further comprising receiving requests from a plurality of users authorized by different company groups to enter a requisition to a vendor with respect to the same catalog or contract resource; and generating separate purchase orders to the vendor with respect to requisitions originating with users from each the company group (*see abstract, figs 1, 2, 4, 5a-6a, paragraphs 0012, 0015, 0037, 0046, 0047, 0064, 0051, 0058, 0088*).

9. As per claims 5 and 19, Felkey et al teach a method further comprising the steps of: leveraging procurement buys from a plurality of company groups with respect to the same volume specific contract for goods or services (*see abstract, figs 1, 2, 4, 5a-6a, paragraphs 0012, 0015, 0037, 0046, 0047, 0064, 0051, 0058, 0088*).

Art Unit: 3621

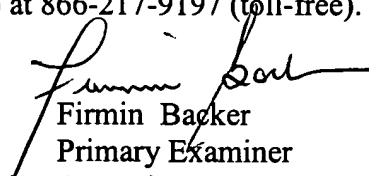
10. As per claims 6 and 20, Felkey et al teach a method further comprising allowing the user to apply procurement charges to charge centers only within his company group (*see abstract, figs 1, 2, 4, 5a-6a, paragraphs 0012, 0015, 0037, 0046, 0047, 0064, 0051, 0058, 0088*).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Firmin Backer whose telephone number is (703) 305-0624. The examiner can normally be reached on Mon-Thu 9:00 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on (703) 305-9768. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Firmin Backer
Primary Examiner
Art Unit 3621

August 6, 2004